

000781

REQUEST FOR COUNCIL ACTION

CITY OF SAN DIEGO

1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE ON112
12/04

N/A

TO: CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):

PARK AND RECREATION DEPARTMENT

3. DATE:

4. SUBJECT:

FY 2008 CITY HEIGHTS, BUD KEARNS AND TIERRASANTA POOL PROGRAMS

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)

Isabel Vargas, 685-1308, MS 804C

6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.)

Lina Riego, 685-1302, MS 804C

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED



8. COMPLETE FOR ACCOUNTING PURPOSES

| | | | | | |
|----------------|--|--|--|--|---|
| FUND | | | | | 9. ADDITIONAL INFORMATION / ESTIMATED COST: |
| DEPT. | | | | | None with this action |
| ORGANIZATION | | | | | |
| OBJECT ACCOUNT | | | | | |
| JOB ORDER | | | | | |
| C.I.P. NUMBER | | | | | |
| AMOUNT | | | | | |

10. ROUTING AND APPROVALS

| ROUTE (#) | APPROVING AUTHORITY | APPROVAL SIGNATURE | DATE SIGNED | ROUTE (#) | APPROVING AUTHORITY | APPROVAL SIGNATURE | DATE SIGNED |
|-----------|---------------------|--------------------|-------------|-----------|---------------------|--------------------|-------------|
| 1 | DEPT. DIRECTOR | <i>[Signature]</i> | 10-9-07 | 8 | DEPUTY CHIEF | <i>[Signature]</i> | |
| 2 | EAS | <i>[Signature]</i> | 10-5-07 | 9 | COO | <i>[Signature]</i> | 11-13-07 |
| 3 | CFO | <i>[Signature]</i> | | 10 | CITY ATTORNEY | <i>[Signature]</i> | 11/14/07 |
| 4 | LIASON OFFICE | <i>[Signature]</i> | 10/19/07 | 11 | ORIG. DEPT | <i>[Signature]</i> | 11-16-07 |
| 5 | AUDITORS | <i>[Signature]</i> | 11/12/07 | | DOCKET COORD: | <i>[Signature]</i> | 11-16-07 |
| 6 | EOCP | MEMO OF 1/3/97 | 10-10-7 | | COUNCIL PRESIDENT | <i>[Signature]</i> | |
| 7 | FM | <i>[Signature]</i> | 11/9/07 | | COUNCIL LIAISON | <i>[Signature]</i> | |

COUNCIL PRESIDENT

☐ SPOB☒ CONSENT☐ ADOPTION☐ REFER TO:

COUNCIL DATE: 12/4/07

11. PREPARATION OF:

☒ RESOLUTIONS☐ ORDINANCE(S)☐ AGREEMENT(S)☐ DEED(S)

1. Authorize the Mayor or his representative to make application to the State of California's Clean Air, Safe Parks, and Coastal Protection Act of 2002, Robert-Z'Berg-Harris Per Capita Block Program for \$108,000 for the City Heights and Bud Kearns Swimming Pool Programs, and \$80,399 for the Tierrasanta Swimming Pool Program. (continued on next page)

11A. STAFF RECOMMENDATIONS:

Adopt the Resolutions.

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

COUNCIL DISTRICT(S): 3 (ATKINS) 7 (MADAFER)

COMMUNITY AREA(S): CITY HEIGHTS, BALBOA PARK, TIERRASANTA

ENVIRONMENTAL IMPACT: THIS ACTIVITY IS EXEMPT FROM CEQA PURSUANT TO SECTION 15061(B)(3), AS DEFINED BY THE STATE CEQA GUIDELINES ("GENERAL RULE")

HOUSING IMPACT: NONE WITH THIS ACTION

OTHER ISSUES: NONE WITH THIS ACTION

REQUEST FOR COUNCIL ACTION, CITY OF SAN DIEGO

SUBJECT: CITY HEIGHTS, BUD KEARNS, TIERRASANTA POOL PROGRAMS

DATE:

BLOCK 11 CONTINUED:

2. Authorize the mayor or his representative to take all necessary actions to secure funding from the Clean Air, Safe Park, and Coastal Protection Act of 2002, Roberti-Z'berg-Harris Per Capita Block Grant Program for the City Heights, Bud Kearns and Tierrasanta Pool Programs.
3. Authorize the City Auditor and Comptroller to accept, appropriate, and expend grant funds for the City Heights, Bud Kearns and Tierrasanta Pool Programs, upon receipt of a fully-executed grant.
4. Authorize the City Auditor and Comptroller to establish special an interest-bearing account for the grant funds.
5. Authorize the mayor or his representative to accept the grant funding from Price Charities, a nonprofit 501(c) 3, for the amount of \$30,000 for the City Heights Pool Programs.
6. Authorize the City Auditor and Comptroller to accept, appropriate, and expend grant funds for the City Heights, Pool Programs, upon receipt of a fully-executed grant.
7. Authorize the City Auditor and Comptroller to establish special an interest-bearing account for the grant funds.

EXECUTIVE SUMMARY SHEET

DATE REPORT ISSUED: August 20, 2007 REPORT NO.:

ATTENTION: Council President and City Council

ORIGINATING DEPT.: Park and Recreation

SUBJECT: City Heights, Bud Kearns and Tierrasanta Swimming Pool Programs

COUNCIL DISTRICT: CD 3 (ATKINS), CD 7 MADAFFER

STAFF CONTACT: Isabel Vargas (619) 685-1308

REQUESTED ACTION:

Authorize the Mayor or his representative to make application to the State of California's Clean Air, Safe Parks, and Coastal Protection Act of 2002, Robert-Z'Berg-Harris Per Capita Block Program for \$108,000 for the City Heights and Bud Kearns Swimming Pool Programs and \$80,399 for the Tierrasanta Swimming Pool Program. Authorize the mayor or his representative to take all necessary actions to secure funding from the Clean Air, Safe Park, and Coastal Protection Act of 2002, Roberti-Z'berg-Harris Per Capita Block Grant Program for the City Heights, Bud Kearns and Tierrasanta Pool Programs. Authorize the City Auditor and Comptroller to accept, appropriate, and expend grant funds for the City Heights, Bud Kearns and Tierrasanta Pool Programs, upon receipt of a fully-executed grant. Authorize the City Auditor and Comptroller to establish a special interest-bearing account for the grant funds.

Authorize the Mayor or his representative to accept and take all necessary actions to secure \$30,000 grant for the City Heights Swimming Pool Programs from Price Charities. Authorize the City Auditor and Comptroller to accept, appropriate, and expend the grant funds if secured. Authorize the City Auditor and Comptroller to establish a special interest-bearing account for the grant funds.

STAFF RECOMMENDATION:

Staff recommends approving the request.

EXECUTIVE SUMMARY:

In March 2002, California voters approved Proposition 40, the \$2.6 billion 2002 State Resources Bond "Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Act of 2002 (bond)." Based upon State Department of Finance population figures as of January 1, 2002, the City of San Diego will receive a total of \$11,063,430 on a Per Capita basis from the bond. On December 8, 2003, the Mayor and City Council approved Resolution R-298699, which included a distribution of the Per Capita / RZH Per Capita funds to each Council District, with a portion of the funding set aside for projects with citywide and regional impact. On February 20, 2004, the City entered into an umbrella contract with the State of California for the 2002 Resources Bond Act Per Capita /

RZH Per Capita Grant Program. While most of the bond funding is restricted to use on capital improvements, the RZH funding can be used for innovative recreational programming. Price Charities is committed to allocating a substantial portion of its charitable dollars to revitalizing City Heights, a low-income community in San Diego and is currently offering the City a \$30,000 grant. Since 1994, Price Charities has worked with the community of City Heights to build an "Urban Village" in the core of the community.

This action authorizes the Mayor or his representative to apply for \$108,000, a portion of the 2002 Resources Bond RZH Per Capita funding allocated to Council District 3 and \$80,399, a portion of the 2002 Resources Bond RZH Per Capita funding allocated to Council District 7 and to accept grant funding from Price Charities for \$30,000. The funds will provide one-time operating and maintenance funds, including staff costs, for City Heights Pool to remain open for an 11-week period, Bud Kearns Pool to remain open for an 8.5-week period and Tierrasanta Pool to remain open for a 10-week period.

FISCAL CONSIDERATIONS:

Due to budget constraints, these pools were scheduled to be closed for fourteen weeks this fiscal year. With this action, Tierrasanta Pool will be able to reopen on December 17, 2007. City Heights Pool will reopen on February 11, 2008. Bud Kearns Pool will reopen on January 7, 2008.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

N/A

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

The community has actively pursued funds to keep City Heights, Bud Kearns and City Heights Pools open to the public despite City budget constraints which necessitated closure. Council Members Atkins and Madaffer committed Council District 3 and Council District 7 grant funds, Price Charities awarded a grant to help pay for costs to keep the pools open.

KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):

Stakeholders: CD 3 and CD 7 constituents

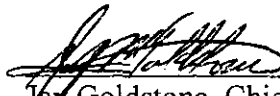
Impact: Tierrasanta Pool to remain open from December 17, 2007 to February 24, 2008 (CD 7 Funds).

City Heights Pool to remain open from February 11 to March 15, 2008 (Price Grant).

City Heights Pool to remain open from March 16 to April 27, 2008 (CD 3 Funds).

Bud Kearns Pool to remain open from January 7 through March 5, 2008 (CD 3 Funds).


Stacey LoMedico, Director
Park and Recreation Department


Jay Goldstone, Chief Operating Officer

000785

NOTICE OF EXEMPTION

TO: ☒ Recorder/County Clerk
P.O. Box 1750, MS A-33
1600 Pacific Hwy, Room 260
San Diego, CA 92101-2422

FROM: City of San Diego
Development Services Department
1222 First Avenue, MS 501
San Diego, CA 92101

☐ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Project Title: City Heights, Bud Kearns, Tierrasanta Pool Program Funding LDR NO: N/A

Project Location-Specific: Community Parks in City Heights, Tierrasanta and Balboa Park

Project Location-City: San Diego County: San Diego

Description of Project: Authorize the actions necessary to secure funding various sources for the City Heights, Tierrasanta and Bud Kearns Pool Programs

Name of Public Agency Approving Project: City of San Diego

Name of Person or Agency Carrying Out Project: City of San Diego

Exempt Status:

- ☐ Ministerial (Sec. 15268)
☐ Declared Emergency (Sec. 15269 (a))
☐ Emergency Project (Sec. 15269 (b) and (c))
☐ Categorical Exemption. State type and section number: _____
☒ Other. State type and section number: 15061 (b)(3) (The General Rule)

FILED IN THE OFFICE OF THE COUNTY CLERK

San Diego County on OCT 16 2007

Posted OCT 16 2007 Removed _____

Returned to agency on _____

Deputy A. Consul

Reasons why project is exempt: The action approves funding and expenditures for existing pool programs
There is no environmental impact with this action.

Contact Person: Isabel Vargas Telephone: 685-1308

FILED
Gregory J. Smith, Recorder/County Clerk

If filed by applicant:

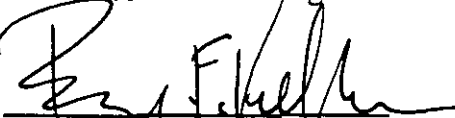
1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project?
☐ Yes ☒ No

OCT 16 2007

A. Consul

BY _____ DEPUTY

Date Received for Filing: 10/15/2007


Barry F. Kelleher, Park Designer
Engineering and Capital Improvements
Per MOU w/ EAS

000787

DETERMINATION OF: ENVIRONMENTAL EXEMPTION

Pursuant to The California Environmental Quality Act (CEQA) and State CEQA Guidelines

Agency: CITY OF SAN DIEGO

LDR FILE NO.:N/A

DATE: 10/15/07

Action/Permit(s): City Heights, Bud Kearns, Tierrasanta Pool Program Funding

Permit No.:N/A

Description of Activity: Authorize the actions necessary to secure funding various sources for the City Heights, Tierrasanta and Bud Kearns Pool Programs

Location of Activity: Communitiy Parks in City Heights, Tierrasanta and Balboa Park, San Diego, CA.

1. ☒ This activity is **EXEMPT FROM CEQA** pursuant to:
☒ Section 15061 (b)(3) (General Rule) of the State CEQA Guidelines
2. ☐ This project is EXEMPT FROM CEQA pursuant to State CEQA Guidelines Section checked below:

**ARTICLE 19 of GUIDELINES
CATEGORICAL EXEMPTIONS**
(Incomplete list)

| Sec. | Short Name |
|-----------------------------------|---|
| <input type="checkbox"/> 15301 1 | Existing Facilities |
| <input type="checkbox"/> 15302 2 | Replacement or Reconstruction |
| <input type="checkbox"/> 15303 3 | New Construction or Conversion of Small Structures |
| <input type="checkbox"/> 15304 4 | Minor Alterations to Land |
| <input type="checkbox"/> 15305 5 | Minor Alterations in Land Use Limitations |
| <input type="checkbox"/> 15306 6 | Information Collection |
| <input type="checkbox"/> 15311 11 | Accessory Structures |
| <input type="checkbox"/> 15312 12 | Surplus Government Property Sales |
| <input type="checkbox"/> 15315 15 | Minor Land Divisions |
| <input type="checkbox"/> 15317 17 | Open Space Contracts or Easements |
| <input type="checkbox"/> 15319 19 | Annexation of Existing Facilities and Lots for Exempt Facilities |
| <input type="checkbox"/> 15325 25 | Transfer of Ownership of Interest in Land to Preserve Open Space |
| <input type="checkbox"/> Other | |

**ARTICLE 18 of GUIDELINES
STATUTORY EXEMPTIONS**
(Incomplete list)

| Sec. | Short Name |
|--------------------------------|---|
| <input type="checkbox"/> 15261 | Ongoing Project |
| <input type="checkbox"/> 15262 | Feasibility and Planning Studies |
| <input type="checkbox"/> 15265 | Adoption of Coastal Plans and Programs |
| <input type="checkbox"/> 15268 | Ministerial Projects |
| <input type="checkbox"/> 15269 | Emergency Projects |
| <input type="checkbox"/> Other | |

It is hereby certified that the City of San Diego
has determined the above activity to be exempt:


Barry F. Kelleher, Park Designer
Park Planning and Development

Per MOU w/EAS

Distribution: Y. Howser, DSD
Exemption or Project file

DSD: Myra Hermann
P&R: Isabel Vargas

MF 8046

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

RESOLUTION TO APPLY FOR GRANT FUNDING FOR
SWIMMING POOL PROGRAMS FOR THE CITY HEIGHTS,
BUD KEARNS AND TIERRASANTA POOL PROGRAMS

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Mayor, or designee, is authorized to make application to the State of California's Clean Air, Safe Parks, and Coastal Protection Act of 2002, Roberti-Z'berg-Harris Per Capita Block Grant Program [RZH Grant] for \$108,000 for the City Heights and Bud Kearns Swimming Pool Programs and \$80,399 for the Tierrasanta Swimming Pool Programs [Projects].
2. That the Mayor, or designee, is authorized and empowered to take all necessary actions to secure the RZH Grant funds for the Projects.
3. That the City Auditor and Comptroller is authorized to accept, appropriate and expend the RZH Grant funds if the grant is secured.
4. That the Mayor, or his designee, is authorized and empowered to make an application to Price Charities [Price Charities Grant] to secure a \$30,000 grant for the City Heights Swimming Pool Programs.
5. That the Mayor, or designee, is authorized and empowered to take all necessary actions to secure the Price Charities Grant funds for the Projects.
6. That the City Auditor and Comptroller is authorized to accept, appropriate and expend the Price Charities Grant funds if the grant is secured.

7. That the City Auditor and Comptroller is authorized to establish a special interest-bearing account for the RZH Grant funds and the Price Charities Grant funds, upon receipt of fully executed Grant Agreements.

8. That these Projects are exempt from the California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility these activities will result in a direct or reasonably foreseeable indirect physical change in the environment.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Kimberly Ann Davies
Deputy City Attorney

KAD:ca

11/13/07

Aud. Cert.: N/A

Or.Dept: P&R

R-2008-428

MMS #5324

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor